

VIRGINIA:

BEFORE THE BOARD OF NURSING

IN RE: JASON MOORE, L.P.N. REINSTATEMENT APPLICANT
Certificate No.: 0002-048585

ORDER

Pursuant to §§ 2.2-4019, 2.2-4021, and 54.1-2400(10) of the Code of Virginia (1950), as amended (“Code”), a Special Conference Committee (“Committee”) of the Virginia Board of Nursing (“Board”) met on August 19, 2013, in Henrico County, Virginia, to receive and act upon Jason Moore’s application for reinstatement of his license to practice as a practical nurse in Virginia and inquire into evidence that Mr. Moore may have violated certain laws and regulations governing practical nursing practice in Virginia. Mr. Moore was present and was not represented by counsel.

Upon consideration of the evidence, the Committee adopts the following Findings of Fact and Conclusions of Law.

FINDINGS OF FACT

1. Jason Moore was issued License No. 0002-04858 to practice as a practical nurse in the Commonwealth of Virginia on November 29, 1999. Said license was suspended by Order of the Board entered on February 28, 2008. Mr. Moore’s primary state of residence is Virginia.
2. By letter dated July 24, 2013, the Board of Nursing sent a Notice of Informal Conference (“Notice”) to Mr. Moore notifying him that an informal conference would be held on August 19, 2013. The Notice was sent by certified and first class mail to 1207 Gail Court, Newport News, Virginia, 23605, the address of record on file with the Board of Nursing.
3. Mr. Moore submitted an application for reinstatement of his license to practice practical nursing, which was received by the Board on March 23, 2013.

4. Mr. Moore admitted at the informal conference and in correspondence to the Board to a lengthy history of substance abuse dating back to 1981.

5. Mr. Moore stated at the informal conference that his sobriety date is July 5, 2004. Mr. Moore stated that he attends three Alcoholics Anonymous meetings per week and also attends Caduceus meetings.

6. Mr. Moore provided evidence that he has completed 15 hours of continuing education.

7. Mr. Moore signed a Participation Contract with the Health Practitioners' Monitoring Program ("HPMP") on April 23, 2013, in which he acknowledged a history of drug abuse, and is currently in compliance with the Recovery Monitoring Contract he signed on May 13, 2013.

CONCLUSIONS OF LAW

1. Finding of Fact No. 7 constitutes a violation of § 54.1-3007(6) of the Code.

2. The Board concludes that Mr. Moore has otherwise demonstrated satisfactory evidence that he is prepared to resume practice in a safe and competent manner.

ORDER

On the basis of the foregoing, the Committee hereby ORDERS as follows:

1. The license of Mr. Moore is hereby REINSTATED upon the condition that he shall continue to comply with all terms and conditions of the Recovery Monitoring Contract ("Contract") with the HPMP for the period specified in the Contract.

2. This order shall be applicable to Mr. Moore's multistate licensure privilege, if any, to practice practical nursing. For the duration of this Order, Mr. Moore shall not work outside the Commonwealth of Virginia pursuant to a multistate licensure privilege without the written permission of the Virginia Board of Nursing and the Board of Nursing in the party state where Mr. Moore wishes to work. Any request for out of state employment shall be directed, in writing, to the Executive Director of the Board.

3. Any violation of the terms and conditions stated in this Order shall be reason for revoking the license of Mr. Moore, and an administrative proceeding shall be held to decide whether his license should be revoked. Mr. Moore shall be noticed to appear before the Board at such time as the Board is notified that:

a. Mr. Moore is not in compliance with the terms and conditions of the HPMP, or has been terminated from participation in the HPMP;

b. There is a pending investigation or unresolved allegation against Mr. Moore involving a violation of law or regulation or any term or condition of this Order; or

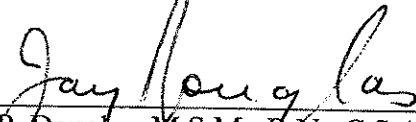
c. Mr. Moore has successfully completed the above-referenced period of participation in the HPMP. However, upon receipt of Mr. Moore's participation in and compliance with the HPMP, the Board, at its discretion, may waive Mr. Moore's appearance before the Board and conduct an administrative review of this matter.

4. Mr. Moore shall maintain a course of conduct in his capacity as a practical nurse commensurate with the requirements of § 54.1-3000 *et seq.* of the Code and the Board of Nursing Regulations.

Pursuant to §§ 2.2-4023 and 54.1-2400.2 of the Code, the signed original of this Order shall remain in the custody of the Department of Health Professions as public record and shall be made available for public inspection or copying on request.

Pursuant to Section 54.1-2400(10) of the Code, Mr. Moore may, not later than 5:00 p.m., on **October 15, 2013**, notify Jay P. Douglas, Executive Director, Board of Nursing, 9960 Mayland Drive, Suite 300, Henrico, Virginia 23233, in writing that he desires a formal administrative hearing before the Board. Upon the filing with the Executive Director of a request for the hearing, this Order shall be vacated.

FOR THE COMMITTEE:



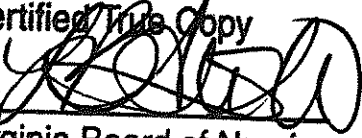
Jay P. Douglas, M.S.M., R.N., C.S.A.C., F.R.E.
Executive Director, Virginia Board of Nursing

ENTERED: September 9th, 2013

This Order shall become final on **October 15, 2013**, unless a request for a formal administrative hearing is received as described above.

Certified True Copy

By


Virginia Board of Nursing